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8 **UNITED STATES DISTRICT COURT**

9 **DISTRICT OF NEVADA**

10 UNITED STATES OF AMERICA, for the Use
and Benefit of:

CASE NO.: 2:15-cv-02150-RFB-PAL

11 GALLAGHER-KAISER CORP., a Michigan
corporation,

12 Plaintiff,

13 vs.

14 ARCHER WESTERN CONTRACTRS LTD a/k/a
15 ARCHER WESTERN CONTRACTORS LLC,
16 and Illinois corporation and/or Illinois limited
liability company; TRAVELERS CASUALTY
17 AND SURETY COMPANY OF AMERICA, a
Connecticut corporation,

**STIPULATION AND ORDER FOR
DISMISSAL WITHOUT PREJUDICE**

18 Defendants.

19 ARCHER WESTERN CONTRACTRS LTD a/k/a
20 ARCHER WESTERN CONTRACTORS LLC

21 Counterclaimants,

22 vs.

23 UNITED STATES OF AMERICA, for the Use
and Benefit of GALLAGHER-KAISER CORP.;
24 and ARCH INSURANCE COMPANY,

25 Counter-Defendants.

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27 ///

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1 Plaintiff/Counterclaim-Defendant, GALLAGHER-KAISER CORP (“GK”) and
2 Counterclaim-Defendant, ARCH INSURANCE COMPANY (“ARCH”), by and through their
3 counsel of record, PEEL BRIMLEY LLP, and Defendant/Counterclaim-Claimants, ARCHER
4 WESTERN CONTRACTORS LTD a/k/a ARCHER WESTERN CONTRACTORS LLC
5 (“AWC”) and Defendant, TRAVELERS CASUALTY AND SURETY COMPANY OF
6 AMERICA (“Travelers”), by and through their counsel of record, KRAFTSON CAUDLE and THE
7 FAUX LAW GROUP, hereby jointly stipulate and agree as follows:

8 WHEREAS the Parties hereto have entered into a tolling agreement pending the resolution
9 of a pending administrative action, the Parties jointly request an order from this Honorable Court
10 to dismiss this action without prejudice.

11 Dated this 1st day of July, 2016.

12 **PEEL BRIMLEY, LLP**

13 /s/Steven D. Meacham
14 STEVEN D. MEACHAM, ESQ.
15 Nevada Bar No. 9863
16 *Attorneys for Plaintiff, Gallagher-Kaiser Corp. and*
17 *Counter-Defendant, Arch Insurance Company*

18 **KRAFTSON CAUDLE**

19 /s/Larry W. Caudle
20 LARRY W. CAUDLE, JR., ESQ.
21 *Admitted Pro Hac Vice*

22 *and*

23 **THE FAUX LAW GROUP**

24 /s/Kurt C. Faux
25 KURT C. FAUX, ESQ.
26 Nevada Bar No. 003407
27 *Attorneys for Defendants, Archer Western Contractors, LLC*
28 *And Travelers Casualty and Surety Company of America*

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ORDER

IT IS HEREBY ORDERED that the above captioned matter is dismissed without prejudice, with each party to bear its own attorneys' fees and costs.

Dated: July 6, 2016.

8

RICHARD F. BOULWARE, II
United States District Judge

Respectfully Submitted:

PEEL BRIMLEY, LLP

/s/Steven D. Meacham

STEVEN D. MEACHAM, ESQ.

Nevada Bar No. 9863

*Attorneys for Plaintiff, Gallagher-Kaiser Corp. and
Counter-Defendant, Arch Insurance Company*

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